

Friday, November 20, 2020

Emmanuel Owuor
Munca Technologies, Inc.
650S 100 E
Logan, Utah 84321

**Re: Louisiana Board of Ethics
Docket No. 2020-633**

Dear Mr. Owuor:

The Louisiana Board of Ethics ("Board"), at its December 4, 2020 meeting, considered your request for an advisory opinion as to whether the Louisiana Code of Governmental Ethics ("Code") would prohibit Munca Technologies, Inc. ("Munca") from bidding for and entering into a contract with LSU Parking and Transportation ("LSUPT") after you were previously employed with LSUPT.

FACTS PROVIDED

You are the co-founder of Munca. Munca is in the process of bidding on a contract with LSUPT for the Safe Ride Program, which is set to begin in August 2021. You did not design or otherwise work on Munca's Safe Ride Program.

Additionally, you are an LSU alumnus and former employee. From September 10, 2018 to March 2019, you were employed by the Flores MBA Program as a coordinator. From November 18, 2019 to January 23, 2020, you were employed by LSUPT as the Transportation Demand Management Manager. Your duties and responsibilities included managing LSUPT's social media pages, responding to transportation - related email inquiries, and answering phone calls. None of your job functions were related, in any way, to the LSUPT's Safe Ride Program, which was not in existence during your employment with LSUPT.

LAW

La. R.S. 42:1121(B) provides that no former public employee shall, for a period of two years following the termination of his public employment, assist another person, for compensation, in a transaction, or in an appearance in connection with a transaction in which such former public employee participated at any time during his public employment and involving the governmental entity by which he was formerly employed, or for a period of two years

following the termination of his public employment, render, any service which such former public employee had rendered to the agency during the term of his public employment on a contractual basis, regardless of the parties to the contract, to, for, or on behalf of the agency with which he was formerly employed.

La. R.S. 42:1121(C) provides that no legal entity in which a former public servant is an officer, director, trustee, partner, or employee shall, for a period of two years following the termination of his public service, assist another person, for compensation, in a transaction, or in an appearance in connection with a transaction in which such public servant at any time participated during his public service and involving the agency by which he was formerly employed or in which he formerly held office.

CONCLUSION

The Board concluded, and instructed me to inform you, that based on the facts presented, the Code will not prohibit Munca from participating in LSUPT's Safe Ride Program. Munca's participation in LSUPT's Safe Ride Program does not violate La. R.S. 42:1121(B) and La. R.S. 42:1121(C) because you did not participate in the Program during your employment with LSUPT.

This advisory opinion is based solely on the facts as set forth herein. Changes to the facts as presented may result in a different application of the provisions of the Code of Governmental Ethics. The Board issues no opinion as to past conduct or as to laws other than the Code of Governmental Ethics, the Campaign Finance Disclosure Act, the Lobbyist Disclosure Act, and conflict of interest provisions in the gaming laws. If you have any questions, please contact me at (800) 842-6630 or (225) 319-5600.

Sincerely,

LOUISIANA BOARD OF ETHICS

LaToya D. Jordan
For the Board